

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE K.C. BHANU

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WRIT PETITION NO : 3409 of 2005

Between:

K.Srinivasu, S/o.K.Ramdasu,O/o.Divisional Engineer,
(Const.) APSPDCL., Ongole, Prakasham District.

... PETITIONER

AND

1. Southern Power Distribution Company of A.P.Limited rep. by its
Divisional Engineer (O), Narsaraopet, Guntur District.
2. Southern Power Distribution Company of A.P Limited rep.by its
Divisional Engineer, (Construction), Ongole, Prakasam District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ in the nature of Mandamus or any other appropriate writ, order or directions, by declaring the action of the respondents in not paying the salaries to the petitioner, as illegal, arbitrary and un-constitutional being violative of Articles, 14, 16, 21 and 39(d) of the Constitution of India and consequently direct the respondents to pay the salaries to the petitioner from 15-10-2004 onwards.

Counsel for the Petitioner: MR. B. A. PRAKASH REDDY

Counsel for the Respondents: MR. SAMINENI KISHORE

The Court at the admission stage made the following:

ORDER:

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This writ petition is filed questioning the action of the respondents in not paying the salary to the petitioner as illegal and arbitrary and consequently to direct the respondents to pay salary to the petitioner from 15-10-2004 onwards.

2. The last pay certificate of the petitioner filed along with the writ petition discloses that there is an order of attachment in E.P.No.255 of 2000 in O.S.No.153 of 1996 for an amount of Rs.68,124/- to be recovered from the salary of the petitioner.

3. In view of the above, the writ petition is devoid of merit and is accordingly dismissed. However, the petitioner can avail an appropriate remedy open to him in law.

K.C. BHANU, J

Dt.24-02-2005

Glv

Copies to:

1. The Divisional Engineer (O),
Southern Power Distribution Company of A.P. Limited
Narsaraopet, Guntur District.
2. The Divisional Engineer, (Construction),
Southern Power Distribution Company of A.P Limited,
Ongole, Prakasam District.
3. Two C.D. Copies.